

**EIGHTEENTH DAY.**

Senate Chamber,  
Austin, Texas.

Monday, May 20, 1929.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent.

Creer.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

**Committee Reports.**

(See Appendix.)

**Senators Excused.**

On motion of Senator Russek, Senator Martin was excused for the day on account of illness and Senators Parr and Beck were excused for the day on account of important business.

**S. C. R. No. 13.**

Senator Love sent up the following resolution:

**RESOLVED:**

Whereas, The 41st. Legislature of Texas, at its Regular Session, submitted to a vote of the people a Constitutional Amendment providing for a Supreme Court to be composed of Nine Members, instead of the present Supreme Court of Three Members, assisted by six Commis-

sioners, drawing substantially the pay of Supreme Court Judges, but whose work must be reviewed and approved by the Supreme Court; and,

Whereas, The adoption of said Amendment would not materially increase the cost of our Supreme Court, and would largely reduce the injustice resulting from the laws' delay under the present system; and,

Whereas, The said Amendment would also provide that the Supreme Court shall be open for the transaction of business throughout the year, instead of for only nine months, as required by the present provision of the Constitution; and,

Whereas, the 41st. Legislature has also submitted to a vote of the people another Constitutional Amendment, providing that the Governor of Texas shall receive a salary of Ten Thousand Dollars per year, and no more, and,

Whereas, the adoption of this Constitutional Amendment is necessary in order to provide a living wage for the Governor of Texas, and to make it practicable for a citizen, not possessed of great wealth, to serve as Chief Executive without ruinous sacrifice, and,

Whereas, Both of said Constitutional Amendments are to be voted upon at a Special Election to be held in every voting precinct in Texas on Tuesday, the 16th day of July, 1929, and,

Whereas, Regardless of the merits of the proposals involved in said Constitutional Amendments, respectively, it is highly desirable and important that as nearly as possible, every qualified voter shall go to the polls on said date, Tuesday, July 16, 1929, and vote upon both amendments, now, therefore, be it,

Resolved by the Senate of Texas, the House of Representatives concurring therein, That the newspapers of Texas, including both the daily and weekly papers of the State, are urgently requested to improve all reasonable opportunities, through their columns, to call attention of the people to the importance of these Constitutional Amendments, and to the date of said election, and to urge the voters to attend the same, and, be it further,

Resolved, That the Radio Broadcasting stations in Texas be, and

they are hereby, requested to use their facilities from time to time, for similarly calling the attention to the people to the importance of these Constitutional Amendments, and to the importance of all qualified voters attending and voting at said election, and, be it further

Resolved, That the Secretary of the Senate, and the Chief Clerk of the House be directed to join in sending a copy of this Resolution to the daily and weekly newspapers in the State, and to each Radio Broadcasting station.

LOVE.

The resolution was read and adopted.

#### Free Conference Requested.

On motion of Senator Small, the Senate voted to refuse to concur in the House Amendments to S. B. No. 11 and to request a Free Conference Committee.

The Chair appointed the following on the part of the Senate:

Senators Small, Wirtz, Woodward, Witt, and Cunningham.

#### Motion to Concur.

On motion of Senator Holbrook, the Senate voted to concur in the House amendment to S. B. No. 133 by the following vote:

#### Yeas—25.

Berkeley.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parrish.	

#### Absent.

Miller.

#### Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

#### House Bills Referred.

H. B. No. 178 referred to Committee on State Highways and Motor Vehicles.

H. B. No. 156 referred to Committee on Mining, Irrigation, and Drainage.

H. B. No. 157 referred to Committee on Mining, Irrigation and Drainage.

H. B. No. 158 referred to Committee on Mining, Irrigation and Drainage.

#### House Bill No. 176.

Senator Love received unanimous consent to take up the following bill:

H. B. No. 176, A bill to be entitled "An Act to safeguard the public in the purchase of pure-bred agricultural seed true to name; providing that the State Board of Plant Breeder Examiners shall be hereafter known as the State Seed and Plant Board, further defining their duties; establishing a system of registration and certification for agricultural field crops, providing that the State Seed and Plant Board shall prescribe all necessary rules and regulations and pass upon the applications of breeders and growers for registration and certification; providing further, that the Commissioner of Agriculture shall make necessary inspections for the proper enforcement of said Act, and shall have printed tags placed upon the bags and other containers of agricultural field seed offered for sale under the terms of this Act, and shall charge a fee for same to enforce the provisions of this Act; prescribing penalties for the violation of said Act, providing that this Act shall be cumulative of Chapter 2, of Title 4, Volume 1, Revised Civil Statutes of Texas of 1925, and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 176 was put on its third reading and final passage by the following vote:

#### Yeas—26.

Berkeley.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	McFarlane.
Hardin.	Miller.
Holbrook.	Moore.

Neal.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Wirtz.
Russek.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

#### Simple Resolution No. 23.

Senator Hornsby sent up the following resolution:

Whereas, Professor W. E. Marshall, Principal of the Buda High School and the law class of said school are now visiting their Capital City and are anxious to witness Legislative Procedure as exemplified by the State Senate.

Therefore, be it resolved that Professor W. E. Marshall and the members of the law class of the Buda High School be extended the privilege of seats on the floor of the Senate.

HORNSBY.

The resolution was read and adopted.

#### Messages from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate,

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 133, A bill to be entitled "An Act fixing the salary of shorthand court reporters in all counties."

With amendments.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate,

Sir: I am directed by the House to inform the Senate that the House has adopted the report of the Free Conference Committee on H. B. No. 86 by a viva voce vote.

The House concurred in Senate Amendments to H. B. 93 by a viva voce vote.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate,

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 156, A bill to be entitled "An Act to amend Article 7686 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas, 1925, relating to the employment and duties of engineers for water improvement districts, so as to allow such districts to employ engineers without awaiting the return of the list of assessments of taxable property in such districts, and declaring an emergency."

H. B. No. 157, A bill to be entitled "An Act to amend Article 7792 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas of 1925, relating to the sale of surplus water by irrigation and water improvement districts, so as to authorize said districts to sell surplus water to lands in the same vicinity for the purpose of irrigation, domestic or commercial uses; and to authorize such districts to contract to pump or deliver to lands in the same vicinity of such districts water which such lands may be entitled to appropriate under permit from the

Board of Water Engineers of the State, under such terms and conditions, and for such length of time, as may be provided for in such contracts, and declaring an emergency."

H. B. No. 158, A bill to be entitled "An Act to amend Article 7649 of Chapter 2 of Title 128, of Revised Civil Statutes, 1925, relating to the addition of lands to water improvement districts, so as to allow lands not contiguous to such districts to be added thereto, and declaring an emergency."

H. B. No. 178, A bill to be entitled "An Act granting until February 1 to register motor vehicles for the year provided the same were duly registered for the year or part of year next preceding in accordance with the law and bear the proper number plates for such preceding year; providing for payment of registration fees for the balance of the year when paid during the various months of the year, the same to be calculated on a monthly basis instead of a quarterly basis; amending Article 6677 of the Revised Civil Statutes of 1925, and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate Amendments to H. B. No. 170 by a vote of 104 yeas and 5 nays.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 10, A bill to be entitled "An Act to amend Chapter 181 of the General Laws of the Fortieth Legislature of the State of Texas, (Regular Session), providing for the classification of elementary and high schools by the county board of school trustees; etc, and declaring an emergency."

With amendment.

By Senator Wirtz.

S. B. No. 98, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas to accept and hold in trust for the University a gift from the executor of the will of E. D. Farmer, Deceased, for the purpose of establishing an International Scholarship; Appropriating to the University of Texas all inheritance taxes against the estate of E. D. Farmer, deceased; providing that the amount of said taxes may be paid directly to the Board of Regents of the University of Texas, to be held and administered by said Board of Regents as a special fund to be known as the E. D. Farmer International Scholarship Fund; and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants the request of the Senate for a Free Conference Committee on S. B. No. 11. The following members are appointed on the part of the House:

YOUNG,  
SINKS,  
SMITH,  
VAN ZANDT,  
STOREY.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 112, A bill to be entitled "An Act to amend Section 7 of S. B. No. 106, enacted at the Second Called Session of the Thirty-sixth Legislature, authorizing the Board of Trustees of Quitman Independent School District in their discretion to have the special taxes of said School District collected by the county tax collector, and declaring an emergency."

S. B. No. 117, A bill to be entitled "An Act amending Section or Sub-

division 3, of Article 199 of the Revised Civil Statutes of 1925, and changing the time of holding the terms of the District Court in the Third Judicial District of Texas; etc., and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929,  
Hon. Barry Miller, President of the Senate,

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 81, A bill to be entitled "An Act making an appropriation to compensate John W. Hornsby for legal services, etc., and declaring an emergency."

With amendments.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929,  
Hon. Barry Miller, President of the Senate,

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 7, Relating to the suspension of certain rules.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Motion to Concur.

On motion of Senator Love, the Senate voted to concur in the House Amendment to S. B. No. 10.

#### House Bill No. 104.

Senator Williamson moved to take up H. B. No. 104. The motion prevailed by the following vote:

Yeas—18.

Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Witt.
Neal.	Woodul.
Patton.	Woodward.

Nays—3.

Berkeley.	DeBerry.
Cunningham.	

Absent—Excused.

Gainer.	Pollard.
Hardin.	Wirtz.
Parrish.	

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

The Chair laid before the Senate the following bill:

H. B. No. 104, A bill to be entitled "An Act relating to the practice of barbering; providing who shall practice barbering, who shall serve as a barber student and barber's assistant, and requiring the certificate as a registered barber and a certificate of registration as a student and assistant barber, and providing for qualifications of a barber and a student and assistant barber, and the qualifications of a barber and assistant barber shall possess in order to receive a certificate and to practice barbering," etc.

Senator DeBerry raised the point of order that the bill could not be considered because the majority report was that the bill be not printed and that since it was a general bill it must be printed before it could be considered.

The Chair ruled that the Committee report could be adopted by a two-thirds vote and if adopted the bill would not have to be printed.

The committee report was adopted by the following vote:

Yeas—19.

Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Neal.	Witt.
Parrish.	Woodul.
Patton.	Woodward.
Pollard.	

Nays—3.

Berkeley.	DeBerry.
Cunningham.	

Absent.

Gainer.	Moore.
Hyer.	Wirtz.

## Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Senator DeBerry sent up the following amendment:

Amend H. B. No. 104 by striking out Sections 16 and 17 and insert Section 16 to read as follows: No person shall be licensed as a barber in this State, regardless as to how long he has practiced this profession, unless he shall pass an examination and meet all requirements as prescribed in this Act, and by re-numbering the subsequent sections.

DeBERRY.

The amendment was read.

Senator Williamson moved to table the amendment. The motion prevailed by the following vote:

## Yeas—9.

Gainer.	Thomason.
Hornsby.	Williamson.
Hyer.	Witt.
Small.	Woodul.
Stevenson.	

## Nays—8.

Cunningham.	Miller.
Hardin.	Patton.
Holbrook.	Pollard.
McFarlane.	Wirtz.

## Present—Not Voting.

Neal.

## Absent.

Parrish.	Westbrook.
Russek.	Woodward.

## Absent—Excused.

Greer.	Parr.
Martin.	

## (Pairs Recorded.)

Senator Berkeley (present), who would vote nay with Senator Beck (absent), who would vote yea.

Senator DeBerry (present), who would vote nay with Senator Cousins (absent), who would vote yea.

Senator Love (present), who would vote yea with Senator Moore (absent), who would vote nay.

Senator Berkeley sent up the following amendment:

Amend H. B. No. 104 by striking out subdivision E of Section 24.

BERKELEY.

The amendment was read.

## Recess.

On motion of Senator Pollard, the Senate, at 12:05 o'clock, recessed until 2:00 o'clock p. m.

## After Recess.

The Senate met at 2:00 p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

## Executive Session.

At 2:00 o'clock p. m., the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

## After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

## Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the attached names for notary commissions to the Senate, with the recommendation that they be confirmed.

Respectfully submitted,

WILLIAMSON, Chairman.

Read and adopted.

(See immediately following Journal for last day.)

## Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the following names to the Senate, with the recommendation that they be confirmed:

To be members of the Board of Regents of the Texas College of Arts and Industries at Kingsville, Texas:

(1) For the six year terms: Hon. R. M. Kleberg of Nueces County. Hon. Lamar Gill of Willacy County. Mrs. W. P. Stoner of Victoria County.

(2) For the four year terms: Hon. Sam Fore of Wilson County. Mrs. Gordon Boone of Nueces County. Hon. Gus S. Wortham of Harris County.

(3) For the two year terms: Hon. O. W. Killam of Webb County. Mrs. Loraine J. Spoons of Nueces County. Hon. Ed C. Lassiter of Brooks County.

To be members of the State Board of Pharmacy: Hon. R. R. Townsend of Dawson County. Hon. Frank A. Walter of Bexar County.

To be a member of the Board of Public Accountancy: Hon. C. M. Grider of El Paso County.

To be a member of the Texas Prison Board: Hon. W. A. Paddock of Harris County.

Respectfully submitted,  
WILLIAMSON, Chairman.  
Read and adopted.

#### House Bill No. 178.

Senator Parrish received unanimous consent to take up the following bill:

By Mr. Long of Houston and Mr. Patterson:

H. B. No. 178, A bill to be entitled "An Act granting until February 1st to register motor vehicles for the year provided the same were duly registered for the year or part of year next preceding in accordance with the law and bear the proper number plates for such preceding year; providing for payment of registration fees for the balance of the year when paid during the various months of the year, the same to be calculated on a monthly basis instead of a quarterly basis; amending Article 6677 of the Revised Civil Statutes of 1925, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Parrish the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 178 was put on its second reading by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

The bill was read second time and passed to third reading.

On motion of Senator Parrish the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 178 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

Yeas—26.

Berkeley.	McFarlane.
Cunningham.	Miller.
DeBerry.	Moore.
Gainer.	Neal.
Hardin.	Parrish.
Holbrook.	Patton.
Hornsby.	Pollard.
Hyer.	Russek.
Love.	Small.

Stevenson.	Wirtz.
Thomason.	Witt.
Westbrook.	Woodul.
Williamson.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 203.**

The Chair laid before the Senate the following bill:

H. B. No. 203, A bill to be entitled "An Act creating a more efficient road system for Anderson County, Texas; providing that the county commissioners shall co-operate with the State Highway Department in the establishment, construction and maintenance of designated State highways to be paid for partly by the county and partly by the State or Federal government, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 203 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

Yeas—26.

Berkeley.	DeBerry.
Cunningham.	Gainer.

Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parrish.	Woodul.
Patton.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

**Motion to Concur.**

Senator Small moved to concur in the House amendments to S. B. No. 81. The motion prevailed by the following vote:

Yeas—25.

Berkeley.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parrish.	

Present—not voting.

Hornsby.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 114.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 114, A bill to be entitled "An Act amending Section 8 of Chapter 177 of the General Laws of the Regular Session of the Thirty-ninth Legislature, as amended by Chapter 35 of the General Laws of the Fortieth Legislature, by providing that it shall be lawful to kill, take and have in possession any fur-bearing animal, except a fox, within Lime-stone County during the open season, and providing that it shall be legal to kill, take and have in pos-



session within Limestone County rabbits at any time, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Witt the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 114 was put on its third reading and final passage, by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 154.**

The Chair laid before the Senate on second reading the following bill:

By Mr. Hardy:

H. B. No. 154, A bill to be entitled "An Act to amend Article 6692 of

the Revised Civil Statutes of Texas of 1925, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 154 was put on its third reading and final passage, by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 169.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 169, A bill to be entitled "An Act to authorize the commissioners' court in each county having

a population of not less than 10,051 and not more than 10,040, as shown by the United States census of 1920, to pay the sheriff of such county for summoning jurors in district or county courts, serving all legal notices, notices to overseers of roads, etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Woodward the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 169 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

Yeas—26.

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

House Bill No. 104.

The question recurred upon Senator Berkeley's amendment to H. B.

No. 104. The amendment was adopted.

Senator Berkeley sent up the following amendment:

Amend H. B. No. 104, page 7, subdivision B, line 2, by striking out the word "five inch by three inch."

BERKELEY.

The amendment was read.

Senator Woodward moved the previous question on the amendment and the passage of the bill to third reading. The motion was lost by the following vote:

Yeas—10.

Gainer.	Neal.
Hardin.	Patton.
Holbrook.	Williamson.
Hornsby.	Woodul.
Love.	Woodward.

Nays—11.

Berkeley.	Moore.
Cunningham.	Small.
DeBerry.	Stevenson.
Hyer.	Wirtz.
McFarlane.	Witt.
Miller.	

Absent.

Parrish.	Thomason.
Pollard.	Westbrook.
Russek.	

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

The amendment was adopted.

Senator Witt sent up the following amendment:

Amend H. B. No. 104, Sec. 8, by striking out the last portion of the section beginning with the word "provided" and continuing through and including the word "Board."

WITT.

Read and adopted.

Senator Witt sent up the following amendment:

Amend H. B. No. 104 by striking out Section 9 of same.

WITT.

The amendment was read.

Senator Williamson moved to table the amendment. The motion prevailed by the following vote:

## Yeas—10.

Gainer.	Stevenson.
Hornsby.	Westbrook.
Hyer.	Williamson.
Moore.	Woodul.
Patton.	Woodward.

## Nays—7.

Cunningham.	Miller.
Hardin.	Parrish.
Holbrook.	Witt.
McFarlane.	

## Present—not voting.

Neal.

## Absent.

Pollard.	Small.
Russek.	Thomason.

## Absent—Excused.

Beck.	Martin
Cousins.	Parr.
Greer.	

## (Pairs Recorded.)

Senator Berkeley (present), who would vote nay with Senator Beck (absent), who would vote yea.

Senator DeBerry (present), who would vote nay with Senator Cousins (absent), who would vote yea.

Senator Love (present), who would vote yea with Senator Wirtz (absent), who would vote nay.

Senator Parrish sent up the following amendment:

Amend H. B. No. 104, page 6, line 16, by adding to the end of line 16 the following:

"provided that none of the provisions of this Act shall apply to anyone practicing barbering at the time this Act becomes effective and no such persons shall be required to take any examination as required in this Act, and all conflicting provisions herein are repealed, in conflict with this amendment."

PARRISH.

Read and lost by the following vote:

## Yeas—10.

Berkeley.	Moore.
Cunningham.	Parrish.
Hardin.	Pollard
Holbrook.	Small.
Miller.	Wirtz.

## Nays—14.

DeBerry.	Stevenson.
Gainer.	Thomason.
Hornsby.	Westbrook.
Love.	Williamson.
McFarlane.	Witt.
Neal.	Woodul.
Patton.	Woodward.

## Absent.

Hyer.	Russek.
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## Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

Senator Wirtz sent up the following amendment:

## Amendment No. 4.

Amend H. B. No. 104, Section 21, line 30, by striking out the word "may" in lines 30 and 31, page 10, and insert in lieu thereof "shall," and by adding the following to the end of Sec. 21:

("I") No certificate shall be issued or renewed unless and until each applicant shall present a health certificate from a regular practicing medical doctor showing that the applicant is free from any kind of infectious or contagious diseases, tuberculosis, communicable diseases, free from the use of any kind of morphine, cocaine, or other habit forming drug or a habitual drunkard and that said applicant shall make affidavit to said medical examination that all of said facts are true.

WIRTZ.

Senator Woodward moved the previous question on the amendment and the final passage of the bill. The motion prevailed by the following vote:

## Yeas—13.

Gainer.	Patton.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Moore.	Woodward.
Neal.	

## Nays—12.

Berkeley.	Holbrook.
Cunningham.	McFarlane.
DeBerry.	Miller.

Parrish.           Wirtz.  
Pollard.           Witt.  
Small.           Woodul.

Absent.

Russek.  
Absent—Excused.

Beck.           Martin.  
Cousins.       Parr.  
Greer.

The amendment was adopted.  
The bill as amended passed to  
third reading by the following vote:

Yeas—16.

Gainer.           Pollard.  
Holbrook.       Small.  
Hornsby.       Thomason.  
Love.           Westbrook.  
McFarlane       Williamson.  
Moore.          Witt.  
Neal.           Woodul.  
Patton.         Woodward.

Nays—5.

Cunningham.   Parrish.  
Hardin.       Wirtz.  
Miller.

Absent.

Hyer.

Absent—Excused.

Greer.           Parr.  
Martin.

(Pairs Recorded.)

Senator Berkeley (present), who  
would vote nay with Senator Beck  
(absent), who would vote aye.

Senator DeBerry (present), who  
would vote nay with Senator Cousins  
(absent), who would vote yea.

Senator Stevenson (present), who  
would vote yea with Senator Russek  
(absent), who would vote nay.

Senator Williamson moved to sus-  
pend the constitutional rule requir-  
ing bills to be read on three several  
days. The motion was lost by the  
following vote:

Yeas—16.

Gainer.           Pollard.  
Hardin.           Small.  
Holbrook.       Thomason.  
Hornsby.       Westbrook.  
Love.           Williamson.  
Moore.          Witt.  
Neal.           Woodul.  
Patton.         Woodward.

Nays—6.

Berkeley.       Miller.  
Cunningham.   Parrish.  
DeBerry.       Wirtz.

Absent.

Hyer.           McFarlane

Absent—Excused.

Beck.           Martin.  
Cousins.       Parr.  
Greer.

(Pairs Recorded).

Senator Stevenson (present), who  
would vote yea with Senator Russek  
(absent), who would vote nay.

H. C. R. No. 7.

The Chair laid before the Senate  
H. C. R. No. 7, relating to the sus-  
pension of the 24-hour joint rule.

The resolution was read.

Senator Wirtz sent up the follow-  
ing amendment:

Amend H. C. R. No. 7 by striking  
out of lines 1 and 2 the words "is  
now in force," and insert "will go in  
force at 12 o'clock midnight May 20,  
1929" and by striking out of the  
last line the words "are hereby sus-  
pended" and insert "are suspended  
until 12 o'clock noon tomorrow, May  
21, 1929."

WIRTZ,

Read and adopted.

The resolution as amended was  
adopted by the following vote:

Yeas—24.

Berkeley.       Parrish.  
DeBerry.       Patton.  
Gainer.       Pollard.  
Hardin.       Russek.  
Holbrook.      Small.  
Hornsby.      Stevenson.  
Hyer.          Thomason.  
Love.          Westbrook.  
McFarlane.    Williamson.  
Miller.        Wirtz.  
Moore.        Witt.  
Neal.          Woodward.

Nays—2.

Cunningham.   Woodul.

Absent—Excused.

Beck.           Martin.  
Cousins.       Parr.  
Greer.

**House Bill No. 2.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 2, A bill to be entitled "An Act providing for the transportation of pupils to and from school, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 2 was put on its third reading and final passage, by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Witt.
Miller.	Wirtz.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 18.**

The Chair laid before the Senate on second reading the following bill:

By Mr. Harman:

H. B. No. 18, A bill to be entitled "An Act to amend Article 2786 of the Revised Civil Statutes of 1925 by requiring all school district bonds to mature serially, repealing all laws or parts of laws, general or special, in conflict, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 18 was put on its third reading and final passage, by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

Read third time and finally passed by the following vote:

**Yeas—26.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 31.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 31, A bill to be entitled "An Act to amend Article 2781, Revised Statutes, 1925, relating to term of contract; of superintendents, principals, teachers or other executive officers in independent school districts; repealing Article 2782, Revised Statutes, 1925, which exempts the cities of Dallas and Fort Worth; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and failed to pass to third reading by the following vote:

**Yeas—10.**

Hardin.	Patton.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Love.	Witt.
Neal.	Woodul.

**Nays—11.**

Berkeley.	Small.
DeBerry.	Stevenson.
McFarlane.	Williamson.
Miller.	Wirtz.
Moore.	Woodward.
Parrish.	

**Absent.**

Cunningham.	Pollard.
Gainer.	Russek.
Hyer.	

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.
Greer.	

**House Bill No. 63.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 63, A bill to be entitled "An Act to add to the Revised Civil Statutes of Texas for 1925 a new article to be known as Article 7047a, to provide for an occupation tax on the business or occupation of owning, operating, managing or controlling exchanges which furnish quotations on the stock market on certain commodities, stocks and bonds; providing said act shall not apply to certain persons, firms, corporations or associations of persons, and declaring an emergency."

Read second time.

Senator Hornsby sent up the following substitute for the bill:

Amend H. B. No. 63, by striking out Section 1 and inserting in lieu thereof the following:

Section 1, a new Article to be known as Article 7047a, is hereby added to the revised Statutes of Texas for 1925, which Article shall read as follows:

Section 1. There shall be levied and collected from every person, firm, corporation or association of persons owning, operating, controlling or pursuing the business of stock and (or) commodity brokerage, a tax of one thousand dollars which shall be paid annually in advance or as otherwise provided by law for the payment of such taxes for the privilege of carrying on a stock and/or commodity brokerage business in the State of Texas, provided each county or city in which any branch office of such brokerage business may be located, may levy and collect a tax of one hundred dollars annually on any such business.

HORNSBY.

The substitute was read.

Senator Wirtz moved to table the substitute. The motion prevailed.

Senator McFarlane sent up the following amendment:

Amend H. B. No. 63 by requiring the main office to pay \$1000.00 and any sub office or branch office to pay \$100.00.

McFarlane, Parrish, Hornsby, Moore, Hardin.

The amendment was read.

Senator Wirtz moved the previous question on the amendment and the further consideration of the bill. The roll call on the motion showed no quorum present.

Senator Woodul moved to adjourn until 10 o'clock tomorrow morning. The motion was lost.

The motion for previous question was lost by the following vote:

**Yeas—6.**

Gainer.	Stevenson.
Love.	Wirtz.
Patton.	Woodward.

**Nays—12.**

Berkeley.	McFarlane.
Greer.	Miller.
Hornsby.	Moore.
Hyer.	Parrish.

Small. Witt.  
Thomason. Woodul.

Present—not voting.

DeBerry. Williamson.  
Hardin.

Absent.

Cunningham. Pollard.  
Holbrook. Russek.  
Neal. Westbrook.

Absent—Excused.

Beck. Martin.  
Cousins. Parr.

The amendment was lost.

The bill passed to third reading  
by the following vote:

Yeas—18.

Berkeley. Parrish.  
Cunningham. Small.  
Gainer. Stevenson.  
Love. Thomason.  
McFarlane. Westbrook.  
Miller. Wirtz.  
Moore. Witt.  
Neal. Woodward.

Nays—8.

DeBerry. Patton.  
Greer. Pollard.  
Hornsby. Williamson.  
Hyer. Woodul.

Absent.

Hardin. Russek.  
Holbrook.

Absent—Excused.

Beck. Martin.  
Cousins. Parr.

Senator McFarlane moved to suspend the constitutional rule requiring bills to be read on three several days.

The motion was lost by the following vote:

Yeas—18.

Berkeley. Patton.  
Cunningham. Pollard.  
Gainer. Small.  
Love. Stevenson.  
McFarlane. Thomason.  
Miller. Westbrook.  
Moore. Williamson.  
Neal. Witt.  
Parrish. Woodward.

Nays—5.

DeBerry. Hyer.  
Greer. Woodul.  
Hornsby.

Present—not voting.

Wirtz.

Absent.

Hardin. Russek.  
Holbrook.

Absent—Excused.

Beck. Martin.  
Cousins. Parr.

(Four-fifths vote required.)

Motion for New Free Conference  
Committee.

Senator Love moved that the Senate grant the request of the House for a new Free Conference Committee on S. B. No. 13.

Senator Moore moved that the motion be amended to instruct the Committee to incorporate in the report a provision that the Superintendent of Public Instruction be elected by the people.

Senator Neal moved as a substitute that the further consideration of this motion be postponed until tomorrow morning.

On motion of Senator Wirtz, the previous question on the motion was ordered.

The motion to postpone was lost by the following vote:

Yeas—10.

Love. Westbrook.  
Neal. Wirtz.  
Patton. Witt.  
Pollard. Woodul.  
Small. Woodward.

Nays—12.

Berkeley. Hyer.  
DeBerry. McFarlane.  
Gainer. Miller.  
Hardin. Moore.  
Holbrook. Parrish.  
Hornsby. Stevenson.

Absent.

Cunningham. Thomason.  
Russek. Williamson.

Absent—Excused.

Beck. Martin.  
Cousins. Parr.  
Greer.

Senator Wirtz moved to lay the further consideration of this bill on the table subject to call.

Senator Moore moved to table the motion. The motion to table was lost.

The motion to lay on the table was adopted by the following vote:

**Yeas—12.**

Greer.	Small.
Hornsby.	Westbrook.
Love.	Wirtz.
Neal.	Witt.
Patton.	Woodul.
Pollard.	Woodward.

**Nays—9.**

Berkeley.	Miller.
DeBerry.	Moore.
Gainer.	Parrish.
Hardin.	Stevenson.
Hyer.	

**Absent.**

Cunningham.	Russek.
Holbrook.	Thomason.
McFarlane.	Williamson.

**Absent—Excused.**

Beck.	Martin.
Cousins.	Parr.

**Free Conference Committee Report.**

Senator Small sent up the following Free Conference Committee report:

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your conference committee, appointed by your respective bodies to consider the House Amendment to S. B. No. 11, have had the same under consideration and have adjusted the differences, and beg to report thereon as follows:

That in lieu of the bill as passed by the Senate and as amended and passed by the House, the attached bill be adopted.

Respectfully submitted,  
SMALL,  
WOODWARD,  
WITT,  
WIRTZ.

On the part of the Senate.  
YOUNG,  
STOREY,  
SINK,  
VAN ZANDT,  
SMITH.

On the part of the House.

By Small.

S. B. No. 11.

**A BILL**

**To Be Entitled**

An Act fixing the compensation of District Attorneys in each Judicial District composed of two or more counties; prescribing how the same shall be paid; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. District Attorneys in all Judicial Districts composed of two or more counties, shall receive from the State as pay for their services, the sum of \$500.00 per annum as provided by the Constitution, and in addition thereto, and in lieu of the fees, commissions, and perquisites provided by law, shall receive from the State the sum of \$10.00 for each of the first three hundred fifty days of every calendar year as compensation for attending examining trials, Habeas Corpus hearings, the sessions of the District Court of the District they represent, and for performing such other duties as imposed by law. The compensation provided for in this Act shall be paid monthly by the State upon warrants drawn by the Comptroller of Public Accounts, and it shall not be necessary for the District Attorney to file any account with the District Judge or the Comptroller of Public Accounts. Nothing in this Act shall be construed so as to deprive District Attorneys of the expense allowance now provided by law, nor shall this Act affect the salary or compensation of any District Attorney fixed by special law. All commissions, perquisites, and fees allowed to and collected by District Attorneys in Districts composed of two or more counties shall be paid to the District Clerk of the county of his residence, who shall pay the same over to the State Treasury.

Sec. 2. The fact that this Act more adequately provides for the compensation of District Attorneys in certain Judicial Districts, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and adopted.



**Messages from the House.**

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 20, A bill to be entitled "An Act amending Sections 3, 4, 14 and 20 of Chapter 41 of the Acts of the Fortieth Legislature, passed at its First Called Session, which Act provides for a system of Vital Statistics, and which amendment provides for the formation of Registration Districts and for Local Registrars of Births and Deaths and for Deputy-Registrars for the duties of such officers and their compensation, and declaring an emergency."

S. B. No. 52, A bill to be entitled "An Act creating an Advisory Civil and Judicial Council for the continuous study and investigation of the report upon the civil judicial system of the State, its administration, procedure and functioning; etc."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 145, A bill to be entitled "An Act amending Section 6 of Chapter 234 of the General and Special Laws of the Regular Session of the Forty-first Legislature relating to courses of instruction in the Constitution of the United States in educational institutions of this State, so as to postpone the operation of said Act until on and after September 1, 1929; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has concurred in Senate Amendments to the following bills: H. B. No. 91 by a viva voce vote; H. B. No. 131 by a vote of 103 yeas and 0 nays.

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to adopt the report of the Free Conference Committee on S. B. No. 13 by a vote of 80 yeas and 30 nays, and has requested the appointment of a new Conference Committee with the following instructions:

"That the Committee be instructed to incorporate in S. B. No. 13 the provisions making the position of State Superintendent elective."

The House refuses to concur in Senate Amendments to House Concurrent Resolution No. 7 by a vote of 60 yeas and 46 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 105, A bill to be entitled "An Act relating to the selection of jurors in certain counties; etc., and declaring an emergency."

S. B. No. 142, A bill to be entitled "An Act providing conditions under which co-insurance clauses may be used in fire insurance policies."

The House adopted the Free Conference Committee Report on S. B. No. 11 by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 86, A bill to be entitled "An Act accepting the provisions and benefits of an Act of Congress passed June 2, 1920, and amended June 5,

1924, entitled 'An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment,' etc., and declaring an emergency."

S. B. No. 36, A bill to be entitled "An Act to regulate the business in insurance on what is known as the Lloyd's plan, amending all of Chapter 19, Title 78, Revised Statutes of Texas; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has reconsidered the vote by which the House refused to concur in Senate Amendments to H. C. R. No. 7 and concurred in Senate Amendments to H. C. R. No. 7 by a vote of 66 yeas and 38 nays.

The House has reconsidered the viva voce vote by which the House adopted the Free Conference Committee Report on H. B. No. 86 and adopted the Conference Report by a vote of 105 yeas and 0 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the following have been appointed to serve as a new conference committee on S. B. No. 13:

Holder, Shaver, Sanders, Justiss, Strong.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Motion to Reconsider.

Senator Hyer moved to reconsider the vote by which the Senate refused to suspend the rule requiring bills to be read on three several days on H. B. No. 63. The motion prevailed by the following vote:

Yeas—17.

Berkeley.	Gainer.
Cunningham.	Hyer.

Love.	Stevenson.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parrish.	Woodward.
Small.	

Nays—7.

DeBerry.	Pollard.
Holbrook.	Thomason.
Hornsby.	Woodul.
Patton.	

Absent.

Hardin.	Russek.
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Absent—Excused.

Beck.	Martin.
Cousins.	Parr.
Greer.	

The motion of Senator Woodward to suspend the constitutional rule requiring bills to be read on three several days was lost by the following vote:

Yeas—18.

Berkeley.	Parrish.
Cunningham.	Small.
Gainer.	Stevenson.
Hyer.	Thomason.
Love.	Westbrook.
McFarlane.	Williamson.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Woodward.

Nays—7.

DeBerry.	Patton.
Greer.	Pollard.
Holbrook.	Woodul.
Hornsby.	

Absent.

Hardin.	Parr.
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Absent—Excused.

Beck.	Martin.
Cousins.	Russek.

(Four-fifths vote required.)

#### House Bill No. 128.

Senator Hornsby received unanimous consent to take up out of its regular order the following bill:

H. B. No. 128, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for the purpose of issuing bonds and maintaining the

public schools in school districts in all counties which, according to the Federal Census of 1920, have a population of not fewer than 36,500 and not more than 36,700; repealing all laws in conflict herewith, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 128 was put on its third reading and final passage, by the following vote:

**Yeas—24.**

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Moore.	Woodward.
Neal.	

**Absent.**

Miller.                      Russek.

**Absent—Excused.**

Beck.                      Martin.  
Cousins.                  Parr.

Read third time and finally passed by the following vote:

**Yeas—23.**

Berkeley.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parrish.	

**Present—not voting.**

DeBerry.

**Absent.**

Hardin.                      Russek.

**Absent—Excused.**

Beck.                      Martin.  
Cousins.                  Parr.  
Greer.

**House Bill No. 156.**

The Chair laid before the Senate the following bill:

By Mr. Smith:

H. B. No. 156, A bill to be entitled "An Act to amend Article 7686 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas, 1925, relating to the employment and duties of engineers for water improvement districts, so as to allow such districts to employ engineers without awaiting the return of the list of assessments of taxable property in such districts, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 156 was put on its second reading by the following vote:

**Yeas—25.**

Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodward.
Moore.	

**Nays—1.**

Woodul.

**Absent.**

Russek.

**Absent—Excused.**

Beck.                      Martin.  
Cousins.                  Parr.

The bill was read second time and passed to third reading.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 156 was put on its third reading and final passage, by the following vote:

## Yeas—23.

Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore	Woodward.

## Nays—2.

Holbrook.	Woodul.
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## Absent.

Russek.

## Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

Senator Wirtz moved to lay the bill on the table subject to call. The motion was lost.

Senator Wirtz moved to reconsider the vote by which his motion was lost.

Senator Pollard moved to table the motion. The motion to table prevailed.

The bill was finally passed by the following vote:

## Yeas—20.

Berkeley.	Neal.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Woodward.

## Nays—6.

Cunningham.	Wirtz.
DeBerry.	Witt.
Holbrook.	Woodul.

## Absent.

Russek.

## Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

## House Bill No. 157.

The Chair laid before the Senate the following bill:

By Mr. Smith:

H. B. No. 157, A bill to be entitled "An Act to amend Article 7792 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas 1925, relating to the sale of surplus water by irrigation and water improvement districts, so as to authorize said districts to sell surplus water to lands in the same vicinity for the purpose of irrigation, domestic or commercial uses; and to authorize such districts to contract to pump or deliver to lands in the same vicinity of such districts water which such lands may be entitled to appropriate under permit from the Board of Water Engineers of the State, under such terms and conditions, and for such length of time, as may be provided for in such contracts, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 157 was put on its second reading by the following vote:

## Yeas—23.

Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Witt.
Miller.	Woodward.
Moore.	

## Nays—3.

Holbrook.	Woodul.
Wirtz.	

## Absent.

Russek.

## Absent—Excused.

Beck. Martin.  
Cousins. Parr.

The bill was read second time and passed to third reading by the following vote:

## Yeas—20.

Berkeley. Parrish.  
Gainer. Patton.  
Greer. Pollard.  
Hardin. Small.  
Hornsby. Stevenson.  
Hyer. Thomason.  
Love. Westbrook.  
McFarlane. Williamson.  
Miller. Witt.  
Moore. Woodward.  
Neal.

## Nays—5.

Cunningham. Wirtz.  
DeBerry. Woodul.  
Holbrook.

## Absent.

Russek.

## Absent—Excused.

Beck. Martin.  
Cousins. Parr.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 157 was put on its third reading and final passage, by the the following vote:

## Yeas—21.

Berkeley. Parrish.  
Cunningham. Patton.  
DeBerry. Pollard.  
Gainer. Small.  
Hardin. Stevenson.  
Hornsby. Thomason.  
Hyer. Westbrook.  
Love. Williamson.  
McFarlane. Witt.  
Moore. Woodward.  
Neal.

## Nays—4.

Holbrook. Wirtz.  
Miller. Woodul.

## Absent.

Russek.

## Absent—Excused.

Beck. Martin.  
Cousins. Parr.  
Greer.

Read third time and finally passed by the following vote:

## Yeas—23.

Berkeley. Neal.  
Cunningham. Parrish.  
DeBerry. Patton.  
Gainer. Pollard.  
Greer. Small.  
Hardin. Stevenson.  
Hornsby. Thomason.  
Hyer. Westbrook.  
Love. Williamson.  
McFarlane. Witt.  
Miller. Woodward.  
Moore.

## Nays—3.

Holbrook. Woodul.  
Wirtz.

## Absent.

Russek.

## Absent—Excused.

Beck. Martin.  
Cousins. Parr.

## House Bill No. 158.

The Chair laid before the Senate the following bill:

By Mr. Smith:

H. B. No. 158, A bill to be entitled "An Act to amend Article 7649 of Chapter 2 of Title 128, of the Revised Civil Statutes, 1925, relating to the addition of lands to water improvement districts, so as to allow lands not contiguous to such districts to be added thereto, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

The Committee report was adopted.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 158 was put on its second reading by the following vote:

## Yeas—23.

Berkeley. DeBerry.  
Cunningham. Gainer.

Greer.	Patton.
Hardin.	Pollard.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Witt.
Neal.	Woodward.
Parrish.	

Nays—3.

Holbrook.	Woodul.
Wirtz.	

Absent.

Russek.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

The bill was read second time and passed to third reading.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 158 was put on its third reading and final passage, by the following vote:

Yeas—23.

Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Witt.
Miller.	Woodward.
Moore.	

Nays—3.

Holbrook.	Woodul.
Wirtz.	

Absent.

Russek.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

Read third time and finally passed by the following vote:

Yeas—23.

Berkeley.	Cunningham.
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DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Small.
Hornsby.	Stevenson.
Hyer.	Thomason.
Love.	Westbrook.
McFarlane.	Williamson.
Miller.	Witt.
Moore.	Woodward.
Neal.	

Nays—3.

Holbrook.	Woodul.
Wirtz.	

Absent.

Russek.

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

**House Bill No. 164.**

Senator Wirtz moved to take up out of its regular order the following bill:

H. B. No. 164, A bill to be entitled "An Act amending Article 5172 of the Revised Civil Statutes of 1925, by making further exceptions of Articles 5168, 5169, 5170, 5171, of the Revised Statutes of 1925, said exceptions being as to superintendents, matrons and nurses employed in orphans' homes and to employees of any State eleemosynary institution, and declaring an emergency."

The motion was lost by the following vote:

Yeas—12.

Berkeley.	Parrish.
DeBerry.	Patton.
Gainer.	Small.
Holbrook.	Williamson.
McFarlane.	Wirtz.
Miller.	Woodward.

Nays—14.

Cunningham.	Neal.
Greer.	Pollard.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Witt.
Moore.	Woodul.

Absent.

Russek.

## Absent—Excused.

Beck. Martin.  
Cousins. Parr.

## Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 223.	S. B. No. 133.
H. B. No. 228.	S. B. No. 55.
H. B. No. 222.	S. B. No. 98.
H. B. No. 221.	S. B. No. 117.
H. B. No. 220.	S. B. No. 112.
H. B. No. 211.	S. B. No. 10.
H. B. No. 208.	S. B. No. 81.
H. B. No. 204.	H. B. No. 155.
H. B. No. 194.	H. B. No. 86.
H. B. No. 192.	H. B. No. 199.
H. B. No. 129.	H. B. No. 99.
H. B. No. 94.	H. B. No. 170.
H. B. No. 92.	H. B. No. 169.
H. B. No. 85.	H. B. No. 178.
H. B. No. 84.	H. B. No. 203.
H. B. No. 23.	H. B. No. 154.
H. B. No. 28.	H. B. No. 176.
H. B. No. 76.	H. B. No. 114.
S. B. No. 145.	S. B. No. 142.
H. B. No. 91.	S. B. No. 105.
S. B. No. 36.	H. B. No. 131.
S. B. No. 86.	H. B. No. 18.
S. B. No. 52.	H. B. No. 2.
S. B. No. 20.	

## Adjournment.

Senator Woodward moved to adjourn until 9:00 o'clock tomorrow morning. The motion prevailed and at 6:20 o'clock p.m. the Senate adjourned.

## APPENDIX.

## Committee on Enrolled Bills.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 133 carefully examined and compared and find the same correctly enrolled, and have this day at 4:00 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 145 carefully examined and compared, and find the same correctly enrolled, and have this day at 5:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 36 carefully examined and compared, and find the same correctly enrolled, and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 52 carefully examined and compared and find the same correctly enrolled, and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 86 carefully examined and compared, and find the same correctly enrolled, and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 20 carefully examined and compared, and find the same correctly enrolled, and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 142 carefully examined and compared, and find the same correctly enrolled and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 105 carefully examined and compared, and find the same correctly enrolled, and have this day at 6:10 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 98 carefully examined and compared, and find the same correctly enrolled, and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 81 carefully examined and compared and find the same correctly enrolled, and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 117 carefully examined and compared and find the same correctly enrolled, and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 112 carefully examined and compared and find the same correctly enrolled, and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 10 carefully examined and compared and find the same correctly enrolled, and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 55 carefully examined and compared and find the same correctly enrolled, and have this day at 10:30 o'clock a. m. presented the same to the Governor for his approval.

WITT, Chairman.

#### Committee Reports.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred,

H. B. No. 15, A bill to be entitled "An Act to amend Articles 2743 and 2744 of the Revised Civil Statutes of 1925 relating to County Line School Districts; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State



Highways and Motor Traffic, to whom was referred

H. B. No. 203, A bill to be entitled "An Act creating a more efficient Road System for Anderson County, Texas, providing that the County Commissioners shall cooperate with the State Highway Department in the establishment, construction and maintenance of designated State Highways, to be paid for partly by the county and partly by the State or Federal Government, authorizing the Commissioners' Court of Anderson County to issue bonds of said County for the purpose of funding or refunding indebtedness incurred for Road and Bridge purposes and to levy a tax in payment thereof; providing limitations upon the issuance of warrants for Road and Bridge purposes and exceptions therefrom, providing that this Act shall be cumulative of all Road Laws of said County; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred,

S. B. No. 144, A bill to be entitled "An Act amending Chapter 3 of Titles 116 of the Revised Civil Statutes of 1925 by adding Article 6736a so as to abolish road overseers in Hardin County, Texas; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred,

H. B. No. 215, A bill to be entitled "An Act creating a more efficient Road System for Hutchinson County, Texas; providing that the County

Commissioners shall be Road Commissioners of their respective precincts; etc."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred,

H. B. No. 156, A bill to be entitled "An Act to amend Article 7686 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas, 1925, relating to the employment and duties of Engineers for Water Improvement Districts, so as to allow such Districts to employ engineers without awaiting the return of the list of assessments of taxable property in such districts; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STEVENSON, Chairman.

Committee Room,

Austin, Texas, May 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

H. B. No. 157, A bill to be entitled "An Act to amend Article 7792 of Chapter 2 of Title 128, of the Revised Civil Statutes of Texas, 1925, relating to the sale of surplus water by Irrigation and Water Improvement Districts, so as to authorize said Districts to sell surplus water to lands in the same vicinity for the purpose of irrigation, domestic or commercial uses; and to authorize such districts to contract to pump or deliver to lands in the same vicinity of such Districts water, which such lands may be entitled to appropriate under permit from the Board of Water Engineers of the State, upon such terms and conditions, and for such length of time, as may be provided for in such contracts; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STEVENSON, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

H. B. No. 158, A bill to be entitled "An Act to amend Article 7649 of Chapter 2 of Title 128, of the Revised Civil Statutes, 1925, relating to the addition of lands to Water Improvement Districts, so as to allow lands not contiguous to such Districts to be added thereto; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STEVENSON, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

H. B. No. 178, A bill to be entitled "An Act granting until February 1st to register motor vehicles for the year provided the same were duly registered for the year or part of year next preceding in accordance with the law and bear the proper number plates for such preceding year; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, May 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 190, A bill to be entitled "An Act amending Chapter 46, Page 138, Section 1, of the Acts of the First Called Session of the Fortieth Legislature of Texas, and providing that county commissioners of counties having a population of not more

than 5,815 nor less than 5,801 at the preceding Federal Census, and which have an area of not more than 975 square miles nor less than 970 square miles and which have an assessed valuation of not more than Seven Million Five Hundred Thousand Dollars nor less than Six Million Five Hundred Thousand Dollars, and which do not contain a town or city of 2,600 or more, shall receive a salary of Seven Dollars and Fifty Cents per day for each day the commissioner actually serves as such and in no case shall such salary exceed the sum of Four Hundred and Fifty Dollars per annum; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

#### NINETEENTH DAY.

Senate Chamber,  
Austin, Texas,  
Tuesday, May 21, 1929.

The Senate met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Beck.	Martin.
Cousins.	Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Williamson.

#### Committee Reports.

(See Appendix.)

#### House Bill No. 104.

The Chair laid before the Senate